

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450									
Application No									
Filing Date April 26, 2001									
First Named Inventor <u>J. J. Garcia-Luna-Aceves</u> Art Unit 2153									
Examiner Name Strange, Aaron N.									
Attorney Docket No. <u>5543P002</u>									
This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction sheet for RCEs (not to be submitted to the USPTO) on page 2.									
Submission required under 37 C.F.R. § 1.114 – Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).									
<ul> <li>a. [ ] Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.</li> </ul>									
<ul> <li>i. [ ] Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on</li></ul>									
ii. [ ] Consider the arguments in the Appeal Brief or Reply Brief previously filed on									
iii. [ ] Other									
b. [X] Enclosed i. [ ] Amendment/Reply ii. [ ] Affidavit(s)/Declaration(s) iii. [X] Information Disclosure Statement (IDS) iv. [ ] Other									
2. Miscellaneous									
a. [ ] Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months.(Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(i) required)									
b. [ ] Other									
<ol> <li>Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.</li> <li>a. [X] The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666</li> </ol>									
i. [X] RCE fee required under 37 C.F.R. § 1.17(e)									
ii. [ ] Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)									
iii. [ ] Processing fee under 37 CFR § 1.17(i) for Limited Suspension of Action									
b. [ ] The amount of \$ <u>\$810.00</u> charged to Deposit Account No. 02-2666. c. [ ] Payment by credit card (Form PTO-2038 enclosed)									
WARNING: Information on this form may become public. Credit card information should not									
be included on this form. Provide credit card information and authorization on PTO-2038.									
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED									
Name (Print/Type) Lester J. Vincent Registration No. (Attorney/Agent) 31,460									
Signature Date Date									
CERTIFICATE OF MAILING OR TRANSMISSION									
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:									
Name (Print/Type) Alma/doldchain									
Signature Date Date									
Express Mail No. (only if applicable):EV 953691435 US									



& TRAI	DEMARK		/ <b>-</b> #+:	on 9/30/2007. Fees pursuant to				NS (H.D. 4818)			
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01	TOTAL AMOUNT OF PAYMENT (\$) <u>810.00</u> Complete if Known:										
	ete if Kn ation No		00/9/	13,789							
Filing (		· ——		26, 2001							
		ventor		Sarcia-Luna-Aceves							
	ner Nam			ge, Aaron N.							
Art Uni		<b>-</b>	2153								
		et No		P002							
		Applic	ant clai	ms small entity status. See	37 CFR	1.27.				• • • • • • • • • • • • • • • • • • • •	
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X	The Di	rector is	Authori	ized to do the following with	respec	to the above	-identified D	eposit Acco	unt:		
	_X			indicated below.	. оороо	. 10 1110 45010		орооноо			
	<u>X</u>			itional fee(s) or underpayment	of fee(s)	during the pend	lency of this a	application.			
				indicated below except for t			•	••			
	<u>X</u>			erpayments.							
	<u>X</u>	Any co	ncurrent	or future reply that requires a p	etition fo	r extension of 1	time should b	e treated as			
	incorpo	orating an	appropr	iate petition for extension of tim	ne and all	required fees s	should be cha	ırged.			
Warning	ı inform	ation on t	hie form	may become public. Credit care	d inform:	ation should not	t be included	on this form.	Provide credi	it card	
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FEE C	ALCUL	ATION									
1. <u>BA</u>	SIC FIL	ING, SE	ARCH,	AND EXAMINATION FEE	<u>s</u>						
_											
Large I		<u>Small</u>									
Fee	Fee	Fee	Fee	Mar Barretottan				Face Daid (	<b>6</b> )		
Code	(\$)	Code	(\$)	Fee Description				Fees Paid (	<u>\$1</u>		
1011	310	2011 2111	155 255	Utility application filing for Utility search fee	,e	1,030/515					
1111	510 210	2311	255 105	Utility search fee Utility examination fee	٦	1,030/313					
1311	210	2311	105	Othity examination lee	J						
1010	040	0010	405	Design application filing	4 7						
1012	210	2012 2112	105 50	Design application filing Design search fee	iee	440/220					
1112	100		65	Design search ree  Design examination fee	۲	440/220					
1312	130	2312	63	Design examination ree	J						
1013	210	2013	105	Plant filing fee	7						
1113	310	2113	155	Plant search fee		680/340					
1313	160	2313	80	Plant examination fee		000,010					
			-								
1004	810	2004	405	Reissue filing fee	7						
1114	510	2114	255	Reissue search fee	}	1,940/970					
1314	620	2314	310	Reissue examination fee	j	•					
					-						
1005	210	2005	105	Provisional application fi	lina fee						
						SUBTOT	AL (1) \$0.0	00			



### 2. EXCESS CLAIM FEES

Fee Description
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Large	<u>Entity</u>	Small I	<u>Entity</u>	
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	Fee Description
1202	50	2202	25	Each claim over 20
1201	210	2201	105	Each independent claim over 3
1203	370	2203	185	Multiple dependent claims, if not paid
1204	210	2204	105	Reissue: each claim over 20 and more than in the original patent
1205	50	2205	25	Reissue: each independent claim more than in the original patent

	Extra Claims		Fee_		Fees Paid (\$)
Total Claims 33 - 36 or HP = HP = highest number of total claims paid for, if gr	0 reater than 20	X	\$ 50.00	=	\$0.00
Independent Claims 1 — 3 or HP =  HP = highest number of independent claims paid		X	\$210.00	=	\$0.00
Multiple Dependent Claims	-			=	
		SUB	TOTAL (2)	\$	0.00

# 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets		Number of each additoinal 50 or fraction thereof		Fee from <u>below</u>	Fees paid (\$)
	<b>- 100 =</b>	/50 =	(round up to whole number)	Х	\$260.00	

Large Entity Small Entity		Entity		
Fee	Fee	Fee	Fee	Fee Description: Application size fee for each additional group of 50 sheets
Code	(\$)	Code	(\$)	beyond initial 100 sheets (count spec & drawings except sequences & program listings):
1081	260	2081	130	Utility
1082	260	2082	130	Design
1083	260	2083	130	Plant
1084	260	2084	130	Reissue

SUBTOTAL (3) \$ 0.00

FEE (	CALCULA	TION (co	ntinued)		
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Non F		!6!4!	¢120 foo	(no small antity discount)	Fees Paid (\$)
NON-E	inglish Sp	ecincation	, \$130 lee	(no small entity discount)	
	Entity	Small E			
Fee	Fee	Fee	Fee	· · ·	
Code	(\$)	Code	(\$) 65	Fee Description	
1051 1052	130 50	2051 2052	65 25	Surcharge - late filing fee or oath Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1813	8,800	1813	8,800	Request for inter parties reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252 1253	460 1,050	2252 2253	230 525	Extension for reply within second month Extension for reply within third month	
1253	1,640	2253 2254	820	Extension for reply within fourth month	
1255	2,230	2255	1,115	Extension for reply within fifth month	
1401	510	2401	255	Notice of Appeal	
1402	510	2402	255	Filing a brief in support of an appeal	
1403	1,030	2403	515	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	510	2452	255	Petition to revive – unavoidable	
1453	1,540	2453	770	Petition to revive - unintentional	<del></del>
1501	1,440	2501	720 410	Utility issue fee (or reissue)	
1502 1503	820 1,130	2502 2503	410 565	Design issue fee Plant issue fee	
1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)	
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)	
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per	
1000	040	0000	405	property (times number of properties)	
1809	810	2809	405	For filing a submission after final rejection	
1814	130	2814	65	(see 37 CFR 1.129(a)) Statutory Disclaimer	
1810	810	2810	405	For each additional invention to be examined	· · · · · · · · · · · · · · · · · · ·
	0.0			(see 37 CFR 1.129(b))	
1801	810	2801	405	Request for Continued Examination (RCE)	\$810.00
1802	900	1802	900	Request for expedited examination of a design	· · · · —
		+ -		application	<del></del>
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	
1505 1803	300 130	1505 1803	300 130	Publication fee for republication Request for voluntary publication or republication	
1803	130	1803	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	
1454	1,410	1454	1,410	Acceptance of unintentionally delayed claim for priority	, <del></del>
	·		•		
Other	fee (specif	fy) <u>Printe</u>	d Copy of	patent w/o color (10 copies)	
Other	fee (specif	fv)			
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			Date	SUBTOTAL (4) \$_	810.00
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Турес	d or Printe	ed Name:	Leste	r J. Vincent	
''		با	111		
Signa	iture:	- Jun	My J	Date: July 15, 2008	
Bor !	Numbar	21 /60	1	Tolonhono Number: 400 700 04	300
Reg.	Number:	<u>01,40U</u>		Telephone Number: <u>408-720-83</u>	<u> </u>

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



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The state of the s	É	, (i	Ellective o	TOTAL AMOUNT OF PAYMENT (\$) 810.00					
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Application			09/843	6, 2001 JUL 1 5 2008					
Filing Da			April 26	6, 2001					
First Nam				arcia-Luna-Aceves \tag{\figstyle{g}}					
Examine	r Name			e, Aaron N.					
Art Unit			2153	TRADEMARKOT					
Attorney	Docket	No	5543P	<u> </u>					
		Applica	ınt claim	s small entity status. See 37 CFR 1.27.					
	Check		_ Credit	k all that apply) Card Money Order None Other (please identify)					
<u>X</u>		t Accou		1 Nove bear 00 0000					
				Number : <u>02-2666</u>					
v 7	The Div	Deposit	Account	ed to do the following with respect to the above-identified Deposit Account:					
				ed to do the following with respect to the above-identified beposit Account.					
-	<u>X</u> <u>X</u>			ional fee(s) or underpayment of fee(s) during the pendency of this application.					
_				dicated below except for the filing fee					
-	X			payments.					
	Х	Any con	current o	r future reply that requires a petition for extension of time should be treated as					
ī	ncorpor	ating an a	appropria	te petition for extension of time and all required fees should be charged.					
Warning: I				ay become public. Credit card information should not be included on this form. Provide credit card O-2038.					
FEE CAL	LCULA	TION							
1. BASI	C FILIN	IG, SE	ARCH, A	ND EXAMINATION FEES					
Large En	tity	Small E	ntity						
	Fee	Fee	Fee						
	(\$)	Code	(\$)	Fee Description Fees Paid (\$)					
	310	2011	155	Utility application filing fee					
	510	2111	255	Utility search fee \rightarrow 1,030/515					
1311	210	2311	105	Utility examination fee					
1012	210	2012	105	Design application filing fee					
1112	100	2112	50	Design search fee   440/220					
1312	130	2312	65	Design examination fee					
				T 411. 4					
	210	2013	105	Plant filing fee					
	310	2113	155	Plant search fee 680/340					
1313	160	2313	80	Flant examination fee					
1004	810	2004	405	Reissue filing fee					
1114	510	2114	255	Reissue search fee > 1,940/970					
1314	620	2314	310	Reissue examination fee					
* *			-						
1005	210	2005	105	Provisional application filing fee					
				SUBTOTAL (1) \$0.00					

### 2. EXCESS CLAIM FEES

Fee [	Descript	<u>ion</u>	
Lorge	Entity		Entity

Large Entity Small Entity		<b>Entity</b>		
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	Fee Description
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1201	210	2201	105	Each independent claim over 3
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	Extra Claims		<u>Fee</u>		Fees Paid (\$)
Total Claims 33 - 36 or HP = HP = highest number of total claims paid for, if great productions are supplied to the supplied t	0 eater than 20	X	\$ 50.00	=	\$0.00
Independent Claims 1 -3 or HP =  HP = highest number of independent claims paid	0	X	\$210.00	=	\$0.00
Multiple Dependent Claims	-		<del></del>	=	
		SUB	TOTAL (2)	\$_(	0.00

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Total Sheets	Extra Sheets		Number of each additoinal 50 or fraction thereof		Fee from below	Fees paid (\$)
	- 100 =	/50 =	(round up to whole number)	Х	\$260.00	

Large Entity Sm		Small_	Entity	
Fee	Fee	Fee	Fee	Fee Description: Application size fee for each additional group of 50 sheets
Code	(\$)	Code	(\$)	beyond initial 100 sheets (count spec & drawings except sequences & program listings):
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1082	260	2082	130	Design
1083	260	2083	130	Plant
1084	260	2084	130	Reissue

SUBTOTAL (3) \$ 0.00

#### FEE CALCULATION (continued) 4. OTHER FEE(S) Fees Paid (\$) Non-English Specification, \$130 fee (no small entity discount) **Small Entity** Large Entity Fee Fee Fee Fee Code Code (\$) **Fee Description** (\$) Surcharge - late filing fee or oath 1051 130 2051 65 Surcharge - late provisional filing fee or cover sheet 1052 50 2052 25 Non-English specification 1053 1053 130 130 For filing a request for ex parte reexamination 2.520 1812 2,520 1812 Request for inter parties reexamination 1813 8,800 1813 8,800 Requesting publication of SIR prior to Examiner action 1804 1804 920\* 920\* 1,840\* Requesting publication of SIR after Examiner action 1805 1,840\* 1805 1251 120 Extension for reply within first month 2251 60 1252 460 2252 230 Extension for reply within second month 1253 1.050 2253 525 Extension for reply within third month 1,640 Extension for reply within fourth month 1254 2254 820 Extension for reply within fifth month 1255 2,230 2255 1.115 **Notice of Appeal** 1401 510 2401 255 1402 510 2402 255 Filing a brief in support of an appeal 1403 Request for oral hearing 1,030 2403 515 1451 1,510 1,510 Petition to institute a public use proceeding 1451 1452 2452 255 Petition to revive – unavoidable 510 1453 1,540 2453 770 Petition to revive - unintentional 1,440 1501 2501 720 Utility issue fee (or reissue) 1502 820 2502 410 Design issue fee 1503 1,130 2503 565 Plant issue fee 400 Petitions to the Commissioner (CFR 1.17(f) Group I) 1462 400 1462 1463 200 Petitions to the Commissioner (CFR 1.17(g) Group II) 1463 200 Petitions to the Commissioner (CFR 1.17(h) Group III) 130 1464 130 1464 50 Processing fee under 37 CFR 1.17(q) 1807 1807 50 180 **Submission of Information Disclosure Stmt** 1806 180 1806 40 Recording each patent assignment per 8021 8021 40 property (times number of properties) 405 For filing a submission after final rejection 1809 810 2809 (see 37 CFR 1.129(a)) 1814 65 Statutory Disclaimer 130 2814 1810 2810 405 For each additional invention to be examined 810 (see 37 CFR 1.129(b)) 405 Request for Continued Examination (RCE) \$810.00 1801 810 2801 900 Request for expedited examination of a design 1802 900 1802 application 1504 300 1504 300 Publication fee for early, voluntary, or normal pub. 300 Publication fee for republication 1505 300 1505 130 Request for voluntary publication or republication 1803 130 1803 1808 130 Processing fee under 37 CFR 1.17(i) (except provisionals) 1808 130 1454 1,410 1454 1.410 Acceptance of unintentionally delayed claim for priority Other fee (specify) Printed Copy of patent w/o color (10 copies) Other fee (specify) SUBTOTAL (4) \$\_810.00 \*Reduced by Basic Filing Fee Paid SUBMITTED BY: Typed or Printed Name: Lester J. Vincent Signature: Date: July 15, 2008 **Telephone Number:** <u>408-720-8300</u> Reg. Number: <u>31,460</u>

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450